

**CITY OF KINGMAN
MEETING OF THE COMMON COUNCIL
Council Chambers
310 N. 4th Street**

6:00 P.M.

**ACTION AGENDA
REGULAR MEETING**

Monday, April 19, 2010

CALL TO ORDER & ROLL CALL

INVOCATION will be given by Pastor Ray Christenson, Grace Lutheran Church

PLEDGE OF ALLEGIANCE

THE COUNCIL MAY GO INTO EXECUTIVE SESSION FOR LEGAL COUNSEL IN ACCORDANCE WITH A.R.S.38-431.03(A) 3 TO DISCUSS ANY AGENDA ITEM. THE FOLLOWING ITEMS MAY BE DISCUSSED, CONSIDERED AND DECISIONS MADE RELATING THERETO:

1. APPROVAL OF MINUTES

The Special Meeting minutes of March 29, 2010, the Work Session meeting minutes of April 5, 2010 and the Regular Meeting minutes of April 5, 2010.

MOTION TO APPROVE THE SPECIAL MEETING MINUTES OF MARCH 29, 2010, THE WORK SESSION MEETING MINUTES OF APRIL 5, 2010, AND THE REGULAR MEETING MINUTES OF APRIL 5, 2010, AS WRITTEN, WAS UNANIMOUSLY APPROVED.

2. CALL TO THE PUBLIC - COMMENTS FROM THE PUBLIC

Those wishing to address the Council should fill out request forms in advance. Action taken as a result of public comments will be limited to directing staff to study the matter or rescheduling the matter for consideration and decision at a later time. Comments should be limited to no longer than 3 minutes.

3. CONSENT AGENDA

All matters listed here are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the CONSENT AGENDA and will be considered separately.

MOTION TO APPROVE THE CONSENT AGENDA IN ITS ENTIRETY WAS UNANIMOUSLY APPROVED.

a. Application for Extension of Premises/Patio Permit

Agent and Applicant Nancy Rhoades of the Cellar Door Wine Bar located at 414 E. Beale Street, has applied for an Extension of Premises/Patio Permit, June 4th, 2010, from 6:00 p.m. to 2:00 a.m. on June 5th, for the class of 2000 Reunion. **Staff recommends approval.**

b. Resolution No. 4670---FY 2010 Community Development Block Grant (CDBG) Regional Account Application Certification, Disclosure and Authorization

The City of Kingman is eligible for and intends to apply to the Arizona Department of Housing (ADOH) for FY 2010 Community Development Block Grant (CDBG) Regional

Account funds in the amount of \$30,818 to continue the City's Housing Rehabilitation program, completing health and safety repairs to qualified owner occupied homes in Kingman according to the City's Housing Rehabilitation Guidelines. As required by ADOH and CDBG regulations, the Kingman City Council must authorize the submission and implementation of each CDBG application by resolution, confirm and approve the CDBG program applicant certifications and submit the required program disclosure report identifying all funds associated with each project. **Staff recommends approval.**

c. Resolution No. 4671---FY 2010 Community Development Block Grant (CDBG) Regional Account Application Certification, Disclosure and Authorization

The City of Kingman is eligible for and intends to apply to the Arizona Department of Housing (ADOH) for FY 2010 Community Development Block Grant (CDBG) Regional Account funds in the amount of \$395,000 to competitively procure a contractor to replace sewer lines at Park Ave. & Commercial St. and at the Richard Smith Addition in downtown Kingman. As required by ADOH and CDBG regulations, the Kingman City Council must authorize the submission and implementation of each CDBG application by resolution, confirm and approve the CDBG program applicant certifications and submit the required program disclosure report identifying all funds associated with each project. **Staff recommends approval.**

d. Resolution No. 4673---Approving a Two-Year Extension on the approval of the Preliminary Plat for Sundance Canyon Estates, Tract 6026.

Landbridge, LLC, applicant and property owner, and John Gall of Arizona Land Quest LLC, are requesting a two year extension on the approved preliminary subdivision plat for Sundance Canyon Estates, Tract 6026, located north of Oak Street, south of Cerbat Cliffs Golf Course, west of Western Avenue and east of the extended alignment of N. Sixth Street. The proposed subdivision contains 99 residential lots on 154.25 acres. The preliminary plat approval was granted on April 2, 2007 and a one-year extension was granted on May 4, 2009. **Staff recommends approval of Resolution No. 4673.**

e. Authorize the Mayor to sign HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA) Grant Agreement for Cycle 19, No. HT19-09-1311

The Mohave Area General Narcotics Enforcement Team (MAGNET) is eligible to receive HIDTA grant funds for the period of January 1, 2009 through December 31, 2010. The City of Kingman is the fiduciary agent for MAGNET. On May 18th, 2009, the City of Kingman had initially entered into this agreement with the Arizona Criminal Justice Commission (ACJC), which at the time had been appointed to oversee disbursement of HIDTA funds. Since that time the responsibility for this disbursement has shifted from ACJC to the City of Tucson. It is required that we enter into the agreement with the City of Tucson, so that we will be reimbursed for funds spent under the original agreement. The amount of the grant is \$102,715.00 with no matching funds required. **Staff recommends approval.**

f. Authorize the Mayor to sign HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA) Grant Agreement for Cycle XX, No. HT20-10-1311

The Mohave Area General Narcotics Enforcement Team (MAGNET) is eligible to receive HIDTA grant funds for the period of January 1, 2010 through December 31, 2011. The City of Kingman is the fiduciary agent for MAGNET. The City of Kingman has previously entered into this agreement with the City of Tucson, which has been appointed to oversee

disbursement of HIDTA funds. Staff is requesting to enter into an agreement with the City of Tucson in order to continue to receive funds for Cycle 20. The amount of the grant is \$101,490.00 with no matching funds required. **Staff recommends approval.**

g. Award of bid for the construction of the Mohave Wash Pathway from Kino Avenue to Gordon Drive, Contract No. ENG08-021.

On April 5, 2010, bids were opened for the construction of the Mohave Wash Pathway from Kino Avenue to Gordon Drive. The low bid was received from Land-Tech Landscape of Glendale, Arizona in the amount of \$262,688.00. **Staff recommends accepting the bid from Land-Tech Landscape.**

h. Resolution No. 4675---FY 2010 Community Development Block Grant (CDBG) Regional Account Application Certification, Disclosure and Authorization

The City of Kingman is eligible for and intends to apply to the Arizona Department of Housing (ADOH) for FY 2010 Community Development Block Grant (CDBG) Regional Account funds in the amount of \$64,000 for the purpose of submitting a back up application should any of the previously identified projects fail. This back up application amount will be used to competitively procure a contractor to replace city water lines at First St & Spruce St and at the Goldroad/ally intersection. As required by ADOH and CDBG regulations, the Kingman City Council must authorize the submission and implementation of each CDBG application by resolution, confirm and approve the CDBG program applicant certifications and submit the required program disclosure report identifying all funds associated with each project. **Staff recommends approval.**

4. OLD BUSINESS

Resolution No. 4672---FY 2010 Community Development Block Grant (CDBG) Regional Account Application Certification, Disclosure and Authorization

The City of Kingman is eligible for and intends to apply to the Arizona Department of Housing (ADOH) for FY 2010 Community Development Block Grant (CDBG) Regional Account funds in the amount of \$64,000 to competitively procure a contractor to install a fire suppression system at the local Boys and Girls Club of Kingman. As required by ADOH and CDBG regulations, the Kingman City Council must authorize the submission and implementation of each CDBG application by resolution, confirm and approve the CDBG program applicant certifications and submit the required program disclosure report identifying all funds associated with each project. **Staff recommends approval.**

MOTION TO APPROVE RESOLUTION NO. 4672 WAS UNANIMOUSLY APPROVED.

5. NEW BUSINESS

a. Scope of Work Change for Historic Preservation Pass Through Grant contract #440914

In September 2009 the City was awarded a grant contract in the amount of \$10,000 from the State Historic Preservation Office (SHPO) Pass Through Grant Program to complete a two part Historic Preservation Plan at the privately owned Hotel Beale. Upon receipt and review of 7 proposals from qualified architectural firms it was determined that the grant fund, including the owner's \$6,667.00 in matching funds, would not be sufficient to complete both

elements of the Preservation Plan. After informing the SHPO of this development, they agreed to modify the grant contract and to change the scope of work, thus allowing the city to use the grants funds without penalty for an alternate project. The Development Services Department has identified an alternate project which will develop a form-based code and ordinance for the historic area of downtown Kingman. This project includes drafting a code to be included in the city's zoning ordinance which will address historic characteristics, land use, development and re-development of in downtown Kingman. **Staff recommends approving the change of the Scope of Work and authorizing the City to use in-kind services for the required 60% match of \$6,667.00.**

MOTION TO APPROVE THE SCOPE OF WORK CHANGE FOR HISTORIC PRESERVATION PASS THROUGH GRANT CONTRACT #440914 WAS UNANIMOUSLY APPROVED.

b. Resolution No. 4674---Development Agreement with the Kingman Unified School District (KUSD) #20

KUSD is redeveloping the school campus located at 400 Grandview Ave. into the Lee Williams High School. The City has a sanitary sewerage collection line with portions of it inaccessible because it is located partially under the football field. Both the City and School District desire to have this line relocated and upgraded to better serve the needs of the City and the School District. On April 13, 2010, the KUSD Board approved paying for one-half on the costs of the sewer lines placement if the city will pay the other half. The total estimated cost is \$194,400. The City's share would be \$97,200. **Staff recommends approval of Resolution No. 4674**

MOTION TO APPROVE RESOLUTION NO. 4674 WAS UNANIMOUSLY APPROVED.

6. ANNOUNCEMENTS BY MAYOR, COUNCIL MEMBERS, CITY MANAGER

If needed

ADJOURNMENT – MOTION TO ADJOURN WAS UNANIMOUSLY APPROVED